Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

In the Matter of Comcast Cable Communications, LLC,)		
on behalf of its subsidiaries and affiliates)	CSR No.	
For Determination of Effective Competition in:)	CSK No.	-
10 Goshen, Ohio - Area Franchise Areas)		
To: Office of the Secretary			

Attn: Chief, Media Bureau

PETITION FOR SPECIAL RELIEF

Comcast Cable Communications, LLC, on behalf of its subsidiaries and affiliates ("Comcast"), pursuant to Sections 76.7 and 76.907 of the Commission's rules, requests that the Commission find that Comcast faces "effective competition" in 10 Ohio franchise areas (the "Franchise Areas").

The Communications Act of 1934, as amended (the "Act"), and the Commission's rules provide that cable television rates may be regulated only in the absence of effective competition.³ Cable operators are entitled to demonstrate that effective competition exists on a franchise-by-franchise basis.⁴ When a cable operator demonstrates that effective competition exists within a franchise area, cable rates in the affected area are no longer subject to regulation.⁵

¹ 47 C.F.R. §§ 76.7 and 76.907.

² See Exhibit 1.

³ 47 U.S.C. § 543(a)(2); 47 C.F.R. § 76.905(a).

⁴ 47 C.F.R. § 76.907.

⁵ See Implementation of Sections of the Cable Television Consumer Protection and Competition Act of 1992, Rate Regulation, 8 FCC Rcd. 5631, 5664-5665 (1993) ("Rate Order").

Under the "competing provider" test set forth in Section 623(1)(1)(B) of the Act and Section 76.905(b)(2) of the Commission's rules (the "Competing Provider Test"), a cable system will be deemed subject to effective competition if:

- (i) the franchise area is served by at least two unaffiliated multichannel video programming distributors ("MVPDs"), each of which offers comparable programming to at least 50 percent of the households in the franchise area; and
- (ii) the number of households subscribing to multichannel video programming other than the largest MVPD exceeds 15 percent of the households in the franchise area.⁶

As demonstrated below, the Competing Provider Test is satisfied in 2 of the 10 Franchise Areas – Short Creek and Smith -- because two unaffiliated MVPDs serve over 50 percent of the Franchise Areas' households with comparable programming and the reported penetration rate for DBS providers exceeds the 15 percent threshold in the Franchise Areas.

In addition, under the "low penetration" test set forth in Section 623(l)(1)(A) of the Act and Section 76.905(b)(1) of the Commission's rules (the "Low Penetration Test"), a cable system serving less than 30 percent of the subscribers in a particular franchise area shall be deemed subject to effective competition and exempt from rate regulation in that community. Comcast satisfies the Low Penetration Test in the 8 of the 10 Franchise Areas – Goshen, Mead, Mount Pleasant, Pease, Pultney, Richland, Smithfield, and Warren. As shown below, the reported penetration level for Comcast ranges from 0.31 percent (Goshen) to 29.62 percent (Richland).

⁶ 47 U.S.C. § 543(1)(1)(B)(i) and (ii); 47 C.F.R. § 76.905(b)(2)(i) and (ii).

⁷ See 47 U.S.C. § 543(1)(1)(A) and 47 C.F.R. § 76.905(b)(1).

I. THE COMPETING PROVIDER TEST IS SATISFIED IN 2 FRANCHISE AREAS

The two prongs of the Competing Provider Test are straightforward and objective. Both prongs of this test clearly are satisfied in each of the Franchise Areas.

A. More Than Two Unaffiliated MVPDs Offer Programming Comparable to Comcast to Over 50 Percent of the Households in the Franchise Areas.

The first prong of the Competing Provider Test requires that a franchise area must be served by "at least two unaffiliated multichannel video programming distributors..." This requirement is easily satisfied, because the two major direct broadcast satellite providers (DirecTV, Inc. and Dish Network, Corp.) ("DBS Providers") are unaffiliated with Comcast and "offer" programming that is comparable to Comcast to more than 50 percent of the households in Comcast's Franchise Areas.

Service of an MVPD will be deemed "offered" when it is both technically and actually available. The Commission has determined that DBS service is presumed to be "technically available" throughout the country due to its nationwide satellite footprint. Comcast's Franchise Areas are well within the satellite footprint of DirecTV and Dish Network. Thus, both DirecTV and Dish Network are "technically available" in the Franchise Areas.

⁸ 47 U.S.C. § 543(1)(1)(B)(i); 47 C.F.R. § 76.905(b)(2)(i). Section 602 of the Communications Act of 1934, as amended, defines "multichannel video programming distributors" to include cable operators, as well as DBS and MMDS providers. *See* 47 U.S.C. § 522(13).

⁹ Rate Order ¶ 29.

¹⁰ See MediaOne of Georgia, Inc; Petition for Revocation of the Certification of Gwinnett County, Georgia, 12 FCC Rcd. 19406, ¶ 5 n.16 (1997) (citing Rate Order, at 5660-5661).

DBS service is presumed to be "actually available" if households in a franchise area are made "reasonably aware" that the service is available.¹¹ The Commission has stated that "a party may use evidence of penetration rates in the franchise area (the second prong of the competing provider test …) coupled with the ubiquity of DBS services to show that consumers are reasonably aware of the availability of DBS service."¹² The same reasoning applies here.

DirecTV and Dish Network are among the largest MVPDs in the nation.¹³ With approximately 33.8 million subscribers nationwide, ¹⁴ comprising over 33 percent of all MVPD subscribers, ¹⁵

¹¹ See Rate Order ¶ 32 (citations omitted). See also Charter Communications, LLC d/b/a Charter Communications Petition for Determination of Effective Competition in Fourteen North Carolina Communities, et al, 19 FCC Red. 7003, ¶ 4 (2004).

¹² Comcast Cable Communications, LLC Petition for Determination of Effective Competition in Various Michigan Communities, 23 FCC Rcd. 9595, ¶ 5 (2008), citing Mediacom Illinois LLC et al., Eleven Petitions for Determination of Effective Competition in Twenty-Two Local Franchise Areas in Illinois and Michigan, 21 FCC Rcd. 1175 (2006) ("Comcast – Various Michigan Communities"). Thus, the Commission has not required the production of advertising to demonstrate that households in the franchise area are "reasonably aware" of the availability of DBS service. See Bright House Networks, LLC Petition for Determination of Effective Competition (Lake Alfred and Dundee FL), 22 FCC Rcd. 4390, ¶ 6 (2007) ("Over more than ten years, we have made hundreds of findings that households in particular franchise areas are reasonably aware that they may purchase DBS services based on localized evidence. These accumulated showings amount to substantial evidence that households in all franchise areas are reasonably aware that they may purchase DBS services. In at least one earlier reported decision, we found households in a franchise area to be reasonably aware that they may purchase DBS service solely based on evidence of DBS's nationwide growth and local subscriptions, without reference to advertising or other promotion.") ("Bright House Networks – Florida").

¹³ See Thirteenth Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming, MB Docket No. 06-189, FCC 07-206, ¶ 76 (rel. Jan. 16, 2009).

¹⁴ See Press Release, DirecTV Inc., DirecTV Announces Fourth Quarter and Full Year 2011 Results (Feb. 16, 2012) (reporting that, as of December 31, 2011, DirecTV (US) had 19.9 million subscribers), available at http://investor.directv.com/releasedetail.cfm?ReleaseID=649162; See Press Release, Dish Network, Dish Network Reports Fourth Quarter and Year End 2011 Financial Results (Feb. 23, 2012) (reporting that, as of December 31, 2011, Dish Network had approximately 13.97 million subscribers), available at http://press.dishnetwork.com/press-releases/dish-network-reports-fourth-quarter-and-year-end-2-nasdaq-dish-0855001.

¹⁵ Georg Szalai, *Pay TV Operators Added 300,000 Subscribers in Fourth Quarter*, The Hollywood Reporter, March 19, 2012 (citing SNL Kagan report of 100.31 million video

ubiquitous advertising, and the substantial DBS penetration figures in the Franchise Areas, it is clear that consumers in the Franchise Areas are "reasonably" aware of the availability of DBS competitors. Accordingly, both DirecTV and Dish Network are presumed to be "actually available" in the Franchise Areas, and are offered to over 50 percent of the households in the Franchise Areas.

The Competing Provider Test also requires that the programming offered by the cable operator. The Competing provider must be "comparable" to the programming offered by the cable operator. The Commission's rules define comparable programming as "at least 12 channels of video programming, including at least one channel of nonbroadcast service programming. The Commission has repeatedly recognized that the DBS Providers offer comparable programming under the Commission's Competing Provider Test. Each of the DBS Providers offer well over 100 video channels, most of which are non-broadcast services. And, as shown in the attached channel line-up, Comcast's programming service offerings in the Franchise Areas are substantially similar to the DBS Providers' programming services.

subscribers by the end of 2011), available at http://www.hollywoodreporter.com/news/pay-tv-operators-added-subscribers-fourth-quarter-snl-kagan-showtime-starz-hbo-301624.

 $^{^{16}}$ See, e.g., Comcast – Various Michigan Communities \P 5; Bright House Networks – Florida \P 6.

¹⁷ See 47 U.S.C. § 543(1)(1)(B)(i); 47 C.F.R. § 76.905(b)(2)(i).

¹⁸ 47 C.F.R. § 76.905(g).

¹⁹ See, e.g., Comcast Cablevision of Maryland, Inc., Petitions for Determination of Effective Competition (Charles County, MD), 19 FCC Rcd. 7130, ¶ 4 (2004) ("We find that the programming of DBS providers satisfies the Commission's program comparability criterion because DBS providers offer more than 12 channels of video programming, including more than one non-broadcast channel.").

²⁰ See Channel Line-ups of DirecTV and Dish Network, attached hereto as Exhibit 2.

²¹ See Comcast Channel Line-up, attached hereto as Exhibit 3.

Based on the above facts, Comcast has satisfied the first prong of the Competing Provider Test.

B. The Competing Providers Serve Greater Than 15 Percent of the Households In Comcast's Franchise Areas.

The second prong of the Competing Provider Test requires that the subscriber base of competing MVPDs, other than the largest MVPD, exceeds 15 percent of franchise area households.

DBS Providers track their subscribers according to the zip codes where each subscriber resides, rather than by political jurisdiction. In this case, Comcast relied on ZIP+4 codes associated with each Franchise Area in order to determine the number of DBS subscribers within the Franchise Area.²² The Commission has previously accepted ZIP+4 codes as "reasonable and sufficiently reliable for purposes of determining the presence of effective competition,"²³ and stated its preference for this approach.²⁴

To determine the relevant ZIP+4 codes for the Franchise Areas, Comcast contacted Media Business Corp. ("MBC," previously known as "SkyTrends"). MBC has developed a process to accurately identify the ZIP+4 codes that correspond with the political boundaries of a particular community. This process utilizes enhanced mapping software that correlates ZIP+4

²² In certain instances, the *entire* 5-digit ZIP code is located within a particular franchise area. In these situations, Comcast used that standard 5-digit ZIP code, rather than the more detailed ZIP+4 analysis, as the additional detail would not provide any greater accuracy.

²³ See Cable One, Inc. Petition for Determination of Effective Competition in Pocatello, Idaho, 18 FCC Rcd. 12792, ¶ 8 (2003), quoting Falcon Cable Systems II, a California Limited Partnership, d/b/a Charter Communications Petition for Determination of Effective Competition in Twelve Oregon Cities, 17 FCC Rcd. 4648 (2002).

²⁴ See Public Notice, "Commission Announces New Standards for Showings of Effective Competition For Cable Service," 23 FCC Rcd. 12067 (2008). The Commission stopped short of requiring ZIP+4 evidence in effective competition cases. See Public Notice, "Commission Clarifies Standards for Evidence of Competing Provider Effective Competition for Cable Service," DA 09-1361, 24 FCC Rcd. 8198 (2009).

codes with the U.S. Census Department's "block group" level households. The "block group" measurement is the most precise Census tool available to measure households within a very small geographical area. With this software, MBC was able to identify the ZIP+4 codes that lie within the Franchise Areas.²⁵

Comcast next provided all of the ZIP+4 codes for the Franchise Areas to the Satellite Broadcasting and Communication Association ("SBCA"). SBCA is the national trade association representing the two major DBS Providers, and it has assumed the responsibility for compiling subscribership data and responding to data requests from cable operators and franchising authorities engaged in effective competition proceedings. The DBS subscriber numbers reported in the attached Effective Competition Tracking Reports ("ECTR") from SBCA reflect the total DBS subscribers within the individual ZIP+4 codes associated with the Franchise Areas.²⁶

Finally, Comcast compared the DBS subscribership figures reported by SBCA with its own subscribership, in order to determine the largest MVPD in the Franchise Areas that qualify for effective competition under the Competing Provider Test. In the Short Creek and Smith Franchise Areas, Comcast serves in excess of 15 percent of the households, while competing providers serve 30.5 percent, and 48.39 percent, respectively. The Commission has recognized that where "the subscribership penetration for both [the cable operator] and the aggregate DBS information each exceed 15 percent in the franchise area, the second prong of the competing provider test is satisfied." Thus, it is immaterial in these Franchise Areas which MVPD is the

²⁵ See Letter from MBC (explaining ZIP+4 methodology), attached hereto as Exhibit 4.

²⁶ See Exhibit 5 (providing total ZIP+4-based DBS subscribership for the Franchise Areas, as well as all ZIP+4 data relied on in the Petition).

 $^{^{27}}$ Charter Communications – Seven Local Franchise Areas In Missouri, 21 FCC Red. 1208, \P 5 (2006).

largest, because both competing providers (as shown below) and cable readily pass the 15 percent threshold.

To determine whether DBS subscribership exceeds the statutorily mandated 15 percent threshold in the Franchise Areas, Comcast compared the competing providers' subscribership to the most recent U.S. Census occupied household unit figures for the communities.²⁸ This comparison yields the penetration rate for DBS Providers in the Franchise Areas.

As detailed in Exhibit 7, the subscriber rate for the DBS Providers in the Franchise Areas exceeds the 15 percent threshold required under Section 623(1)(1)(B) of the Act. Accordingly, Comcast meets the second prong of the Competing Provider Test.

Because Comcast meets both prongs of the Competing Provider Test in the Short Creek and Smith Franchise Areas, it faces effective competition in these Franchise Areas.

II. THE LOW PENETRATION TEST IS SATISFIED IN 8 FRANCHISE AREAS

In addition to satisfying the Competing Provider Test above, Comcast is entitled to an effective competition determination in the Goshen, Mead, Mount Pleasant, Pease, Pultney, Richland, Smithfield, and Warren Franchise Areas, because the Company serves less than 30 percent of the local households in these particular Franchise Areas.

Section 623(l)(1)(A) of the Act provides that a cable system will be deemed subject to effective competition if "fewer than 30 percent of the households in the franchise area subscribe to the cable service of a cable system."²⁹ The measurement of subscribership under this test

²⁸ 2010 Census Data household data figures are available at http://factfinder.census.gov, the relevant pages of which are attached hereto as Exhibit 6.

²⁹ 47 U.S.C. § 543(1)(1)(A); 47 C.F.R. § 76.905(b)(1). See also CC Michigan L.L.C. d/b/a Comcast Communications, 17 FCC Red. 1513, ¶ 2 (2002).

"will be based on the subscribership of the particular cable system in question, and not an aggregation of the subscriberships of all cable systems and competitors in the franchise area."³⁰

To determine whether Comcast subscribership is less than 30 percent in these Franchise Areas, Comcast compared the Company's subscribership to the U.S. Census household figures for the community.³¹ This comparison yields a Comcast penetration rate of less than 30 percent in each of the 8 Franchise Areas:³²

Goshen	0.31%
Mead	2.03%
Mount Pleasant	15.25%
Pease	5.60%
Pultney	9.36%
Richland	29.62%
Smithfield	1.10%
Warren	5.58%

Comcast has demonstrated that fewer than 30 percent of the households in the Goshen, Mead, Mount Pleasant, Pease, Pultney, Richland, Smithfield, and Warren Franchise Areas subscribe to the Company's cable service. Accordingly, Comcast has satisfied the criteria for establishing effective competition under 47 C.F.R. § 76.905(b)(1) for these Franchise Areas.

CONCLUSION

Comcast's cable system is subject to effective competition in 2 of the 10 Franchise Areas under the Competing Provider Test. The Company is subject to effective competition in 8 of the Franchise Areas under the Low Penetration Test. Based on the evidence presented herein,

Comcast respectfully requests that the Media Bureau issue an order acknowledging the presence

³⁰ Rate Order ¶ 18.

³¹ See Exhibit 6.

³² See Exhibit 8.

of effective competition in each of the 10 Ohio Franchise Areas as of the filing date of this Petition.

Respectfully submitted,

Comcast Cable Communications, LLC on behalf of its subsidiaries and affiliates

By:

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(202) 973-4200

August 17, 2012

Its Attorneys

CERTIFICATION PURSUANT TO 47 C.F.R. § 76.6(a)(4)

The below-signed signatory has read the foregoing Petition for Special Relief, and to the best of my knowledge, information and belief formed after reasonable inquiry, it is well grounded in fact and is warranted by existing law or a good faith argument for the extension, modification or reversal of existing law; and is not interposed for any improper purpose.

Respectfully submitted,

Comcast Cable Communications, LLC on behalf of its subsidiaries and affiliates

By:

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Washington, DC 20006

(202) 973-4200

August 17, 2012

Its Attorney

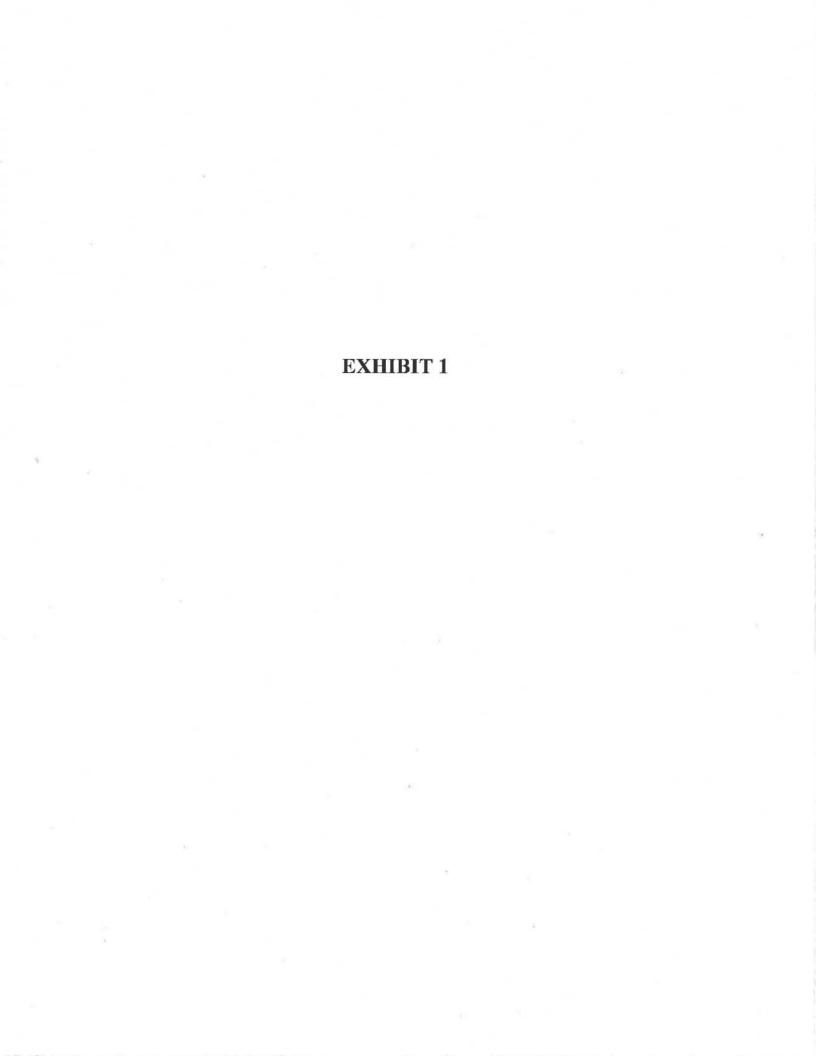
DECLARATION OF WARREN FITTING

- I, Warren Fitting, declare, under penalty of perjury that:
- 1. I am the Senior Director of Regulatory Accounting for Comcast Cable Communications, LLC ("Comcast").
- 2. I have read the foregoing Petition for Special Relief ("Petition") and am familiar with the contents thereof and the matters referred to therein.
- 3. I have reviewed Comcast's respective cable subscriber numbers for the Franchise Areas at issue in this Petition, as well as the DBS subscriber numbers provided by SBCA for the individual Franchise Areas as described in the Petition. In the Short Creek and Smith Franchise Areas, the penetration rate for the competing providers, as well as the penetration rate for Comcast, exceeds 15 percent.
- 4. The facts contained within the Petition are true and correct to the best of my knowledge, information and belief.

August 9, 2012

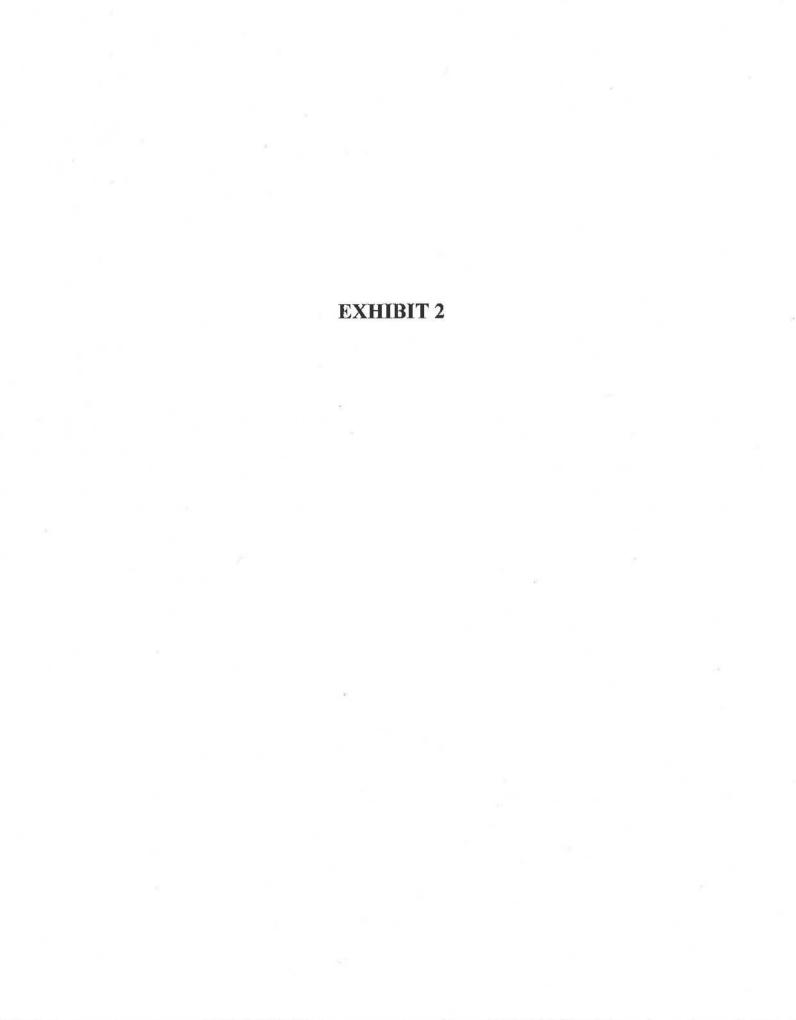
Date

Warren Fitting



PSID# 006405

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OH2265	Mead Township
OH1406	Mount Pleasant Township
OH0018, OH2734	Pease Township
OH2264, OH2605	Pultney Township
OH0153, OH2267	Richland Township
OH1693	Short Creek Township
OH2266	Smith Township
OH0581	Smithfield Township
OH0596	Warren Township



Print channels for ZIP Code 17303 (No locals available)

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Disney Channel (West) Disney XD Documentary Channel E! Entertainment ESPN ESPN 3D (HD) ESPNZ ESPNEWS ESPNU EWTN Enlace Christian Television* FUEL TV FX Food Network Fox Business Network Fox Movie Channel Fox News Channel Free Speech TV* Fuse GEM NET (Global Expansion Media Network)* GOD TV GSN, the network for	291 100 292 267 236 100 206 100 106 100 209 100 207 100 208 370 448 100 248 100 248 100 258 100 348 339 2068	Hope* INSP ION Television ION Television West Independent Film Channel (IFC) Investigation Discovery (ID) Jewelry Television Jewish Life Television* Lifetime Lifetime Movie Network LinkTV Logo MHz WORLDVIEW* MLB Network MSNBC MTV MTV2 Military Channel NASA TV	368 364 305 347 559 285 313 366 ₩2 252 253 375 272 2183 ₩2 213 ₩2 213 ₩2 356 ₩2 331 333 287	RFD TY ReelzChannel SOAPnet Science Channel ShopNBC Speed Channel Spike Style Syfy Channel TBS TCT Network TNT TV Guide Network TV Land TV One TeenNick Tennis Channel The Hub The Learning Channel	345 267 269 316 316 316 317 231 317 317 317 317 317 317 317 317 317 3
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FX Food Network Fox Business Network Fox Movie Channel Fox News Channel Free Speech TV* Fuse GEM NET (Global Expansion Media Network)* GOD TV GSN, the network for	日日 248 日日 231 日日 359 258 日日 360 348 339 2068	MHz WORLDVIEW* MLB Network MSNBC MTV MTV2 Military Channel NASA TV	Z183 HD 213 HD 356 HD 331 333 287	TY Land TY One TeenNick Tennis Channel The Hub The Learning Channel	30 32 30 FD 21
Food Network Fox Business Network Fox Movie Channel Fox News Channel Free Speech TV* Fuse GEM NET (Global Expansion Media Network)* GOD TV GSN, the network for	日記 231 日記 359 258 日記 360 348 339 2068	MLB Network MSNBC MTV MTV2 Military Channel NASA TV	HD 213 HD 356 HD 331 333 287	TY One TeenNick Tennis Channel The Hub The Learning Channel	32 30 円回 21 29
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Fox Movie Channel Fox News Channel Free Speech TV* Fuse GEM NET (Global Expansion Media Network)* GOD TV GSN, the network for	258 IH⊡ 360 348 339 2068	MTV MTV2 Military Channel NASA TV	田 331 333 287	Tennis Channel The Hub The Learning Channel	HD 21
Fox News Channel Free Speech TV* Fuse GEM NET (Global Expansion Media Network)* GOD TV GSN, the network for	HD 360 348 339 2068	MTV2 Military Channel NASA TV	333 287	The Hub The Learning Channel	29
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Workout SONICTAP: Coffeehouse Rock	848	SONICTAP: Irish	883	and Blues SONICTAP: Reggae	863		
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	HO 21	WITF (PBS)	HD 33	THE (CM)	13	WEART (LOV)	- tet *
WHP (CBS)							

^{*}The following channels require a special dish or equipment: MHz, GEM NET, Hope Channel, JLTV, Once, HITN, V-Me, Enlace, Golden Eagle Broadcasting, and Free Speech TV. Please call 1-800-531-5000 for more information.

THERE'S SOMETHING FOR EVERYONE

America's Top 120

A&E ABCFM	ASC Femily	au	11
ALIVE	America Live		21
ANGEL	Angel One	100	26
ANGL2	Angel Two	- Tributary	26
AXS	AXS TV	HD OHLY	13
BTV	Business Television		960
BUYI	Buyl		22
TOON	Cartoon Network (E) SAP	[2]4]	17
TOONW	Cartoon Network (W)		17
CCTVE	CCTV-E		88
CCNEWS	CCTV-News		26
CHRCH	Church Channel		25
CMT	CMT		16
CNBC	CNBC	(FID)	20
CNN	CNN		20
CMDY	Comedy Central	(HD)	10
CSPN2	C-SPAN2		21
DYSTR	Daystar		26
DISC	Discovery Channel		18:
DISE	Disney Channel (E) SAP		173
DISW	Disney Channel (W)		173
DOC	Documentary Channel		19
E	E! Entertainment Television		114
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America's Top 200 includes all of America's Top 120 and the channels listed below.

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BBCA	BBC America	10	135
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CURNT	Current TV		215
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FOXB	Fox Business Network	(20)	206
G4	G4	ED	191
GLVSN	Galavisión	HD	273
GOLF	Golf Channel	GD .	401
GSN	GSN	[20]	116
HLMRK	Hallmark Channel	RD	185
HUB	Hub	10	179
ID	Investigation Discovery	ED	192
LMN	Lifetime Movie Network	EDI	109
MLBN	MLB Network	HD	152
MSNBC	menbc	(EID)	209
NTGEO	National Geographic Channel	EO	186
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NFL	NFL Network	CTO!	154
NHLN	NHL Network	GTO!	157
NKJR	Nick Jr.	1	169
NUVO	nuvoTV		167
OVATN	Ovation		291
OWN	OWN: Oprah Winfrey Network	CIO)	189
OXYGN	Oxygen	ettosa.	127
REDTY	RFD-TV	(20)	231
SCI	Science	ED	193
SOAP	SOAPnet	THE S	253
SPEED	SPEED	TE	150
STYLE	Style	[ZIO]	115
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UNVSW	Univision (W)	tates.	828
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BABY1	BabyFirstTV	9400	
BLOCK	Blockbuster Studio Channel	102	
BYUTV	BYUTV	9403	
CTN	Christian Television Network	267	
ARTS	Classic Arts Showcase	9406	
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DN101	DISH 101	101	
EARTH	DISH Earth	287	
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Hopper A	ė ir		412
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FID - Chennels are broadcast in SD and HD unless noted as FIDOMY To view channels broadcast in HO, you need an HD TV, a DISH HD receiver, and a DISH HO add-on package.

BOLD - Channels in bold are some of our most popular channels.

SAP - Spanish audio feed available. Audio disponible en español,
Available on select HD channels.

98 950-981

America's Top 250

	the second secon	100	The second second
BIO	Blo	an)	119
впу	Bloomberg Television	CO	203
BOOM	Boomerang SAP		175
CHILR	Chiller		199
CLOO	cloo		198
COOK	Cooking Channel		113
AMERI	Destination America		194
DIY	DIY		111
ENCOR		HD ONLY	340
ENCRW	Encore (W) sap		341
EACTN	Encore Action		343
EDRAM	Encore Drama		345
ENFAM	Encore Family		347
ELOVE	Encore Love		348
ESUSP	Encore Suspense		344
EWSTN	Encore Westerns	1417514	342
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GMC	gmc		188
GAC	Great American Country (GAC)	165
H2	H2	Ele	121
HMC	Hallmark Movie Channel	10	187
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MUN2	mun2		838
NATGW	Nat Geo WILD	[20]	100
NBCSP	NBC Sports Network	[10]	159
NICKT	Nicktoons Network		178
OTDCH	Outdoor Channel		396
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SPMAN	Sportsman Channel	[3]0]	395
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LINK	Link TV	9410	
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PNTGN	Pentagon	9405	
TBN	TBN	260	
IMPCT	The Impact Network	9397	
SABN	Three Angels Broadcasting Network	9393	
VME	V-ME	9414	ò

Pay-Per-	View	
MOVIE	DISH Cinema	
MOVIE	DISH Cinema	500-558
SPORT	Sports & Events	454-472

Channel availability based on one or more of the following: geographical location, time zone, programming package, dish antenna.
 'Available with Multi-Sport Pack or a minimum of America's Tep 120 Plus package.

Smart Pack

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ANGL2	Angel Two	266
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DIO	Blo	119
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воом	Boomerang SAP	175
BUYI	Buyl	221
CBSSN	CBS Sports Network	158
CCTVE	CCTV-É	884
CCNEW	CCTV-News	265
COOK	Cooking Channel	113
CSPN2	C-SPAN2	211
DYSTR	Daystar	263
DIY	DIY	111
DOC	Documentary Channel	197
FOOD	Food Network	110
FXNWS	FOX News Channel	205
GEMS	Gems and Jewelry	229
GAC	Great American Country (GAC)	165
HLMRK	Hallmark Channel	185
HMC	Hallmark Movie Channel	187
HLN	HLN	202
HSN	HSN	84
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HUB	Hub	179
ICTV	In Country Television	230
JTV	Jewelry Television	227
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SALE	Sale	225
SCI	Science	193
SHOP	Bhop	224
SHNBC	ShopNBC	228
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TWC	Weather Channel	214



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CHANNELS AND PACKAGES

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STZC	Starz Comedy		354
SBLCK	Starz InBlack SAP		355
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ESUSP	Encore Suspense		344	
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Mini-Packs

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Cime & Investigation				
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UNIHD Universal HD HDoner 36	UNIHD	Universal HD	HD ONLY	366
VLCTY Velocity Promit 38	VLCTY	Velocity	[HD onit	384
WFN World Fishing Network 39-	WFN	World Fishing Network		394

Heartia	nd		
BABY	Baby TV SAP		824
GMC	gmc		188
GSN	GSN	130	116
HLMRK	Hallmark Channel	CO.	185
HMC	Hallmark Movie Channel	GT07	187
HUB	Hub	00	179
OWN	OWN: Oprah Wimphrey Network	(210)	189
PIXL	Pod SAP	(3/0)	388
RFDTV	RFD-TV	(FID)	231
RURAL	Rural TV		232

Outdoo	Sports		
MAVTV	MAVTV American Real HD	HDONET	361
OTDCH	Outdoor Channel		396
SPMAN	Sportsman Channel	[]	395
WFN	World Fishing Network	1000	394
1200	CONTRACTOR OF THE PARTY OF THE	0.00	- T

ESPCL	ESPN Classic		143
FSC	Fox Soccer Channel	CO	408
FUEL	FUEL TV		398
MLBN	MLB Network	(III)	152
MLBSZ	MLB Network Strike Zone		153
NFL	NFL Network	AD)	154
NFLRZ	NFL RedZone	(EID)	155
NBATY	NBA TV	CO)	156
NHLN	NHL Network	CD	157
USN	Universal Sports		402

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DISH customer. You get things like month-long free previews, sweepstakes for trips, HDTVs and more, exclusive free shows, new channels, and tons of online content. And it's all included with your DISH service.

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- mydlsh.com/support
- facebook.com/dlsh
- [] twitter.com/dish
- DISH 101 Support Channel (Ch. 101)



EXHIBIT 3

HDTV CHANNELS*

851

ESPN2 HD°

HBO HD^

300

319	Cinemax HD [^]	852	ESPNews HD • or #
339	Showtime HD*	853	ESPNU HD or #
351	TMC HD*	854	CBS Sports
389	Starz! HD [^]	634	Network HD® OF #
785	PPV HD°	OFF	
765		855	Blg Ten Network HD°
	PPV NBA Games HD°	857	Speed HD*
789/790	PPV NHL/MLB	858	NHL Network HD® or 1
	Games HD°	859	MLB Network HD® or
798	TBN HD°	860	NFL Network HD® or t
799	EWTN HD°	861	NFL RedZone HD®
803	WTRF-32 HD	862	Tennis Channel HD*
	(FOX Wheeling)	863	NBA TV HD® OF #
804	WTRF-HD	864	Outdoor Channel
	(ABC Ohio Valley)		HD or #
806	QVC HD°	865	TV One HD#
807	WTRF-7 HD	866	BET HD°
	(CBS Wheeling)	867	G4 HD°
809	WTOV-9 HD	868	Animal Planet HD°
	(NBC Steubenville)	869	Discovery Channel HD
810	WNPB-24 HD	870	Velocity°
0.0	(PBS Morgantown)	871	National Geographic HD
811	WOUC HD	872	Science Channel HD [#]
813	WQED-13 HD	873	Planet Green HD**
010	(PBS Pittsburgh)	874	bio. HD°
814	HSN HD°		
815	The Weather	875	History HD° H2 HD° or ***
010		876	
040	Channel HD°	877	Disney XD HD**
816	Headline News HD°	878	Cartoon Network HD°
817	CNN HD°	879	Nickelodeon HD°
818	MSNBC HD°	880	Disney Channel HD°
819	CNBC HD°	881	ABC Family HD°
820	Fox News Channel HD°	882	Palladla°
821	Fox Business HD**	883	CMT HD**
822	Universal HD°	884	MTV HD°
823	USA HD°	885	Fuse HD**
824	FX HD°	888	VH1 HD°
825	TNT HD°	687	GMC HD°
826	TBS HD°	889	AMC HD°
827	Splke HD°	890	TCM HD°
828	Comedy Central HD°	891	Encore HD**
829	Syfy HD°	892	MGM HD [#]
830	Hallmark HD°	893	IFC HD**
831	A&E HD°	894	Hallmark Movie
832	Bravo HD°	551	Channel HD°
833	EI HD°	895	LMN HD°
834	style. HD°	899	Investigation
835	Lifetime HD°	000	Discovery HD°
836	WE tv HD**	900	Crime & Investigation
837		900	
	TLC HD°	000	Network HD®
838	HGTV HD°	902	KDKA-2 HD
839	Food Network HD°	004	(CBS Pittsburgh)
840	Travel Channel HD°	904	WTAE-4 HD
841	truTV HD°		(ABC Pittsburgh)
843	Root Sports HD°	915	Smithsonlan
848	NBC Sports		Channel HD ¹¹
	Network HD°	917	Sportsman Channel HD
849	Golf Channel HD°	946	Ovation HD ^H
850	ESPN HD°	980	ESPN 3D°

xfinity...

Effective July 1, 2012

Martins Ferry/St. Clairsville/ Adena/Rayland

Channel Lineup



Customer Service is available 24 hours a day, 7 days a week.

1-800-XFINITY xfinity.com

Italic = Limited Basic Service

- Included on Digital Preferred.
 Requires subscription to Digital Starter.

- Requires subscription to Digital Preferred.

 A Requires subscription to corresponding premium channel. Viewing of these channels requires a high-definition television set and may also require a Comcast high-definition digital converter or CableCard.

- bligital Equipment required.
 Requires subscription to Digital Economy.
 bligital Converter or CableCard required.
 Requires subscription to Sports Entertain.
- Requires subscription to Sports Entertainment Pack.

(comcast,

8993 2100 (1940-2230, 3190-3210)

MF/RAY

CHANNEL Line-Up

														-			MINITO
	ITED BASIC VICE**	24	MTV	115	blo.	DIGN	AL PREFERRED *	156	Encore Love Stories	325	ThrillerMAX	273	NBA TV	185	truTV	630	MTV Tr3s
2EH	AICE	25	USA	116	H2	101	Weatherscan Local	158	Encore Drama	335	Showtime Women	274	CBS Sports Network	186	C-SPAN 2	631	mun2
2	HSN	26	Nickelodeon	119	LMN	102	ESPNews	160	Encore Westerns	336	Showtime Family	275	NFL Network	187	Hallmark Channel	632	mun2 (ALT)
3	WTRF-32	27	ESPN	127	Syfy	103	OWN	161	Reelz	337	Showlime Next	276	NHL Network	290	TBN	633	Telehit
	(FOX Wheeling)	28	ESPN 2	128	PBS Klds Sprout	104	Discovery Fit & Health	163	Logo	340	Showlime	277	Tennis Channel			634	Telehit (ALT)
4	WTRF (ABC Ohio Valley)	29	Root Sports	149	MoviePlex	106	Fox Business	164	IFC	341	Showtime 2	278	NFL RedZone	MUL	TILATINO**	635	RitmoSon Latino
5	C-SPAN	30	NBC Sports Network	162	G4	107	Current	165	Sundance Channel	342	Showtime Showcase	749	NBA TV			636	Brandamax
8	CW	31	Golf Channel	171	Hallmark Movie	109	National Geographic	167	IndlePlex	347	Showtime Extreme			561	Univision	637	Videorola
7	WTRF-7	32	CNN		Channel	110	The Science Channel	168	RetroPlex	350	The Movie Channel	FAM	ILY TIER*	563	Telefutura	639	HTV Musica
	(CBS Wheeling)	33	Headline News	175	Bravo	112	Military Channel	170	FHx	352	TMC Xtra	26	Nickelodeon	565	Telemundo	641	De Pelicula
8	avc	34	Fox News Channel	177	Oxygen		Anticent accordance	173	TV One	370	Starz	33	Headline News	566	Galavision (ALT)	642	De Pelicula (ALT)
θ	WTOV-9	10000		178	Bloomberg Television	113	Planet Green		CELL TAKES	371	Starz Edge	39	Food Network	567	Galavision	643	De Pelicula Clasico
	(NBC Steubenville)	35	TBS	179	GSN	117	WE tv	174	Centric	372	Starz InBlack	40	Disney Channel	570 571	CNN en Español SUR	644	De Pelicula Clasico (ALT)
10	WNPB-24 (PBS Morgantown)	36	TNT	183	MSNBC	118	National Geographic Wild	176	Nuvo TV	373	Starz Klds & Family			575	Discovery en Español	645	Cine Mexicano
11	WOUC-44	37	TLC		100000000000000000000000000000000000000	120	Disney Jr.	180	NFL Network	374	Starz Cinema	51	HGTV		History en Español	646	Cine Mexicano (ALT)
"	(PBS Cambridge)	38	ABC Family	165	truTV		DISTORY OF	181	MLB Network	375	Starz Comedy	109	National Geographic	577 578	Infinito	647	Cine Latino
12	JTV	39	Food Network	186	C-SPAN 2	121	THE COLUMN TWO IS NOT	266	ESPNU	544	Playboy	110	The Science Channel	579	HITN	648	Cine Latino (ALT)
13	WQED-13	40	Disney Channel	187	Hallmark Channel	122	Cooking Channel	270	Outdoor Channel	655	RTN-Russian	121	DIY	584	Fox Sports Español	649	Viendo Movies
	(PBS Pittsburgh)	41	A&E	188	TCN	124	ION Television	273	NBA TV	665	TV Asia-South Asian	120	PBS Kids Sprout	585	ESPN Deportes	650	Viendo Movies (ALT)
22	The Weather Channel	42	Lifetime	189	GMC	125	qubo	274	CBS Sports Network	666	Zee TV-HIndi	130	Hub	586	Gol TV	651	Gran Cine
89	ShopNBC	43	Spike	280	ShopNBC	129	Nicktoons	275	NFL Network	667	Neo Cricket	133	TeenNick	592	Sorpresa		
182	TV Gulde Network	47	AMC	290	TBN	130	Hub	276	NHL Network	679	RAI-Italian	135	Disney XD	593	Discovery Familia	MUI	TILATINO MAX**
184	EWTN	50	FX	294	The Word Network	131	Nick Jr.	289	RLTV			290	TBN	597	EWTN en Español		
190	Leased Access	51	HGTV	297	Daystar	132	Nick2	292	Halogen *	SPO	RTS			598	La Familla	24	MTV
191	KDKA-2 (CBS Pittsburgh)	52	ONN			133	TeenNick	561	Univision		ERTAINMENT	DIG	TAL ECONOMY	599	TBN Enlace	26	Nickelodeon
194	WTAE-4	53	History	DIGI	TAL MUSIC *	134	Encore Family	563	Telefutura	PAC	K*	VIDI		601	Mexicanal	27	ESPN
	(ABC Pittsburgh)	54	Cornedy Central	Char	nels 401-446	135	Disney XD	565	Telemundo	102	ESPNews	110		602	Canal 52MX	28	ESPN2
196	WPXI-11	56	CNBC	Cital	111015 401-440	136	ION Life	566	Galavision (ALT)	159	Crime & Investigation	23	BET	604	Teleformula	29	Root Sports
197	(NBC Pittsburgh) WYTV-33	57	TV Land	DIO	TAL PAY-PER-VIEW★	139	MTV Hits	567	Galavision		Network	25	USA	605	Multimedios TV	30	NBC Sports Network
101	(ABC Youngstown)	58	Travel Channel	DIE	IAL PAI-PER-VIEW X	140	MTV 2	631	mun2	169	Military History Channel	32	CNN	606	CBTV Michoacan	31	Golf Channel
199	WQED Showcase	59	VH1	500	PPV Previews	141	MTV Tr3s	749	NBA TV	172	Fox Movie Channel	34	Fox News Channel	607	Once TV	35	TBS
200	WGED Create	60	El	501	PPV Events	142	MTV Jams	140	HOTELY	180	NFL Network	39	Food Network	808	Canal 22 (Mexico 22)	36	TNT
201	WQED The	61	Discovery Channel	502	PPV Events Replay	143	VH1 Classic	DICE	TAL PREMIUM *	181	MLB Network	40	Disney Channel	611	WAPA America	37	TLC
	Neighborhood	64	TCM		PPV Movies	144	VH1 Soul	olul	INE FREMIUM X	260	TVG Network	41	A&E	612	TV Dominicana	59	VH1
203	WNPB-Two (PBS Morgantown)	65				145	CMT Pure Country	301	HBO	262	FCS Atlantic	42	Lifetime	615	Caracol TV	118	LMN
204	WTAE This TV		Cartoon Network		Penthouse	146	CMT	302	HB02	263	FCS Central	47 53	AMC	616	TV Colombia	127	Syfy
208	WTOV RTV	66	style.	544	Playboy	147	GAC	303	HBO Signature	264	FCS Pacific		History	617	TV Venezuela	128	PBS Klds Sprout
213	WOUC-DT1	67	Animal Planet	545	Julcy	148	Fuse	304	HBO Family	265	ESPN Classic	54 57	Comedy Central TV Land	618	TVE	175	Bravo
214	WOUC-DT2	72	Big Ten Network	546	REAL	150	Encore	305	HBO Comedy	266	ESPNU	60	El	620 621	Telefe TV Chile		
		75	JTV	548	TEN	152	Encore Action	310	HBO Zone	267	Fox Soccer Channel	81	Discovery Channel	622	Ecuavisa	Une-	up continued on back.
DIGI	TAL STARTER**,*	105	C-SPAN 3	701-	706 Sports PPV	153	Sportsman Channel	320	Cinemax	268	Gol TV	65	Carloon Network	623	Sur Peru		
DO4	ON DEMAND	111	Investigation Discovery		760 NBA Games	154	Encore Suspense	321	MoreMAX	270	Ouldoor Channel	67	Animai Planet	626	La Tele Novela		xfinity .
001		444	(2) (*)		784 NHL/MLB Games	155	Ovation	324	ActionMAX	271	Speed	116	H2	627	Uitisima	_	(
23	8ET	114	BBC America	111-	104 MUTMING GRIGES	100	OVGUUII	324	MOROHIMA	211	ομοσα	110	1144		Martins Ferry/St. Clairs	ville/Ad	ena/Rayland 7/1/2012
																	444444

HDTV CHANNELS*

300	HBO HD^	843	Root Sports HD°
319	Cinemax HD [*]	848	NBC Sports Network HD
339.	Showtime HD*	649	Golf Channel HD°
351	TMC HD ⁻	850	ESPN HD°
369	Starz! HD^	851	ESPN2 HD°
800	HSN HD°	852	ESPNews HD® or #
803	WTRF-32 HD (FOX Wheeling)	854	CBS Sports Network HD® or #
804	WTRF-HD	857	Speed HD*
	(ABC Ohio Valley)	860	NFL Network HD® or #
806	OAC HD _o	862	Tennis Channel HD*
807	WTRF-7 HD (CBS Wheeling)	864	Outdoor Channel HD* or #
809	WTOV-9 HD	865	TV One HD [™]
	(NBC Steubenville)	866	BET HD°
811	WOUC HD	867	G4 HD°
813	WQED HD	868	Animal Planet HD°
815	The Weather Channel HD°	869	Discovery Channel HD°
816	Headline News HD°	870	Velocity°
817	CNN HD°	871	National Geographic HD ^H
818	MSNBC HD°	872	Science Channel HD**
819	CNBC HD°	873	Planet Green HD**
		874	blo. HD°
820	Fox News Channel HD°	875	History HD°
822	Universal HD°	876	H2 HD° or ***
823	USA HD°	877	Disney XD HD**
824	FX HD°	876 879	Cartoon Network HD° Nickelodeon HD°
825	TNT HD°	880	Disney Channel HD°
826	TBS HD°	881	ABC Family HD°
827	Spike HD°	882	Palladia°
828	Comedy Central HD°	883	CMT HD**
829	Syfy HD°	884	MTV HD°
830	Hallmark HD°	885	Fuse HD [#]
831	A&E HD°	886	VH1 HD°
832	Bravo HD°	887	GMC HD°
833	E! HD°	889	AMC HD°
834	style. HD°	890	TCM HD°
835	Lifetime HD°	891	Encore HD**
			Mana Limit

892

899

MGM HD** IFC HD# 693

LMN HD°

Investigation Discovery HD°

WTAE-4 HD (ABC Pittsburgh)

836

WE tv HD#

839 Food Network HD°

840 Travel Channel HD°

837 TLC HD°

838 HGTV HD°

841 truTV HD°

- Italic = Limited Basic Service Included on Digital Preferred.
 Requires subscription to Digital Starter.
- Requires subscription to Digital Preferred.
- ^ Requires subscription to corresponding premium channel.
 * Viewing of these channels requires a high-definition television set and may also require a Comcast high-definition digital converter or CableCard.
- ** Digital Equipment required.

- Requires subscription to Digital Economy.
 Digital Converter or CableCard required.
 Requires subscription to Sports Entertainment Pack.

xfinity

Effective July 1, 2012

Key **Channel Lineup**



Customer Service is available 24 hours a day, 7 days a week.

1-800-XFINITY xfinity.com

Comcast,

8993 2100 (2260-2290)

KEY

CHANNEL Line-Up

	ITED BASIC	DIG	TAL STARTER**, +	53	CNBC	269	NBC Sports Network	113	Planet Green	160	Encore Westerns	270	Outdoor Channel	372	Starz InBlack	DIGI	TAL ECONOMY
-		001	ON DEMAND	54	Cornedy Central	290	TBN	117	WE tv	163	Logo	271	Speed	373	Starz Kids & Family	VIDE	
2	HSN	23	BET	57	TV Land	284	The Word Network	120	Disney Jr.	164	IFC	274	CBS Sports Network	374	Starz Cinema	23	BET
3	WTRF-32 (FOX Wheeling)	24	MTV	58	Travel Channel	297	Daystar	121	DIY	165	Sundance Channel	275	NFL Network	375	Starz Comedy	25	USA
4	WTRF			61	Discovery Channel	900	Digital Help	122	Cooking Channel	167	IndiePlex	277	Tennis Channel			32	CNN
4	(ABC Ohio Valley)	25	USA	64	TCM	800	Digital Holp	124	ION Television	168	RetroPlex			544	Playboy	34	Fox News Channel
5	C-SPAN	26	Nickelodeon	75	JTV	nich	TAL MUSIC ★	125	qubo	170	Flix	DIG	TAL PREMIUM *	655	RTN-Russian	39	Cartoon Network
6	CW	27	ESPN		C-SPAN 3	Digit	AL MUSIC X	129	Nicktoons	173	TV One	301	HB0	665	TV Asla-South Asian	40	Disney Channel
7	WTRF-7	28	ESPN 2	105		Chan	nels 401-446	130	Hub	174	Centric	302	HB02	666	Zee TV-Hindl	41	A&E
	(CBS Wheeling)	29	Root Sports	106	Bloomberg Television			131	Nick Jr.	176	Nuvo TV	303	HBO Signature	667	Neo Cricket	42	Lifetime
8	avc	32	CNN	111	Investigation Discovery	DIGN	AL PAY-PER-VIEW★	132	Nick2	179	GSN	304	HBO Family	550		45	El
9	WTOV-9 (NBC Steubenvtlie)	33	Headline News	114	BBC America	500	PPV Previews		TeenNick	180	NFL Network		•	679	RAI-Italian	46	History
11	WOUC-44	34	Fox News Channel	115	blo.	501	PPV Events	133				305	HBO Comedy			47	AMC
	(PBS Cambridge)	35	TBS			502	PPV Events Replay	134	Encore Family	270	Outdoor Channel	310	HBO Zone	FAM	ILY TIER	49	Food Network
12	πv	36	TNT	116	H2	503	PPV Movles	135	Disney XD	274	CBS Sports Network	320	Cinemax	26	Nickelodeon	50	Animal Planet
13	WQED-13 (PBS Pittsburgh)	37	TLC	118	style.	506	Penthouse	136	ION Life	275	NFL Network	321	MoreMAX			54	Comedy Central
22	The Weather Channel	38	ABC Family	119	LMN			139	MTV Hits	280	ShopNBC	324	ActionMAX	33	Headline News	55	Hailmark Channel
		39	Cartoon Network	127	Syfy		Playboy	140	MTV 2	292	Halogen	325	ThrillerMAX	40	Disney Channel	57	TV Land
89	ShopNBC			128	PBS Klds Sprout	545		141	MTV Tr3s	000		-		49	Food Network	60	truTV
182	TV Guide Network	40	Disney Channel	149	MoviePlex	546	REAL	142	MTV Jams		ERTAINMENT	335	Showtime Women	51	HGTV	61	Discovery Channel
190	Leased Access	41	A&E	162	G4	548	TEN	143	VH1 Classic	PAC	K ★	338	Showtime Family	109	National Geographic	116	H2
191	KDKA-2 (CBS Pittsburgh)	42	Lifetime	175	Bravo	nici	TAL PREFERRED ★	144	VH1 Sout	102	ESPNews	337	Showtime Next	100	Mational deographic	184	EWTN
194	WTAE-4	43	Spike					145	CMT Pure Country	172	Fox Movie Channel	340	Showtime	110	The Science Channel	186	C-SPAN 2
	(ABC Pittsburgh)	44	VH1	177	Oxygen	101	Weatherscan Local	146	CMT	180	NFL Network	341	Showlime 2	121	DIY	290	TBN
199	WQED-Showcase	45	E)	183	MSNBC	102	ESPNews	147	GAC	260	TVG Network	342	Showtime Showcase	128	PBS Kids Sprout		
200	WQED-Create	46	History	184	EWTN	103	OWN	148	Fuse	262	FCS Atlantic			130	Hub		
201	WQED-NBH	47	AMC	185	truTV	104	Discovery Fit & Health	150	Encore	263	FCS Central	347	Showtime Extreme				
204	WTAE This TV	48	FX	186	C-SPAN 2	107	Current	152	Encore Action	264	FCS Pacific	350	The Movie Channel	133	TeenNick	LING-L	up continued on back.
208	WTOV RTV	49	Food Network	187	Hallmark Channel	109	National Geographic	154	Encore Suspense	265	ESPN Classic	352	TMC Xtra	135	Disney XD	_	f.m.h.
213	WOUC-DT1	50	Animal Planet	189	GMC	110	The Science Channel	156	Encore Love Stories	267	Fox Soccer Channel	370	Starz	186	C-SPAN 2)	cfinity
214	WOUC-DT2	51	HGTV -	266	Golf Channel	112	Military Channel	158	Encore Drama	268	Gol TV	371	Starz Edge	290	TBN		Key 7/1/2012
					7/14/14/9/	0.000	10000 T. S										

EXHIBIT 4



Jan 12, 2012

Davis Wright Tremaine LLP 1919 Pennsylvania Avenue, N.W. Sulte 800 Washington, DC 20006

To Whom It May Concern:

Media Business Corporation ("MediaBiz") utilizes a multi-step process to accurately identify cable client franchise areas and associated ZIP and ZIP+4 Codes. (A ZIP+4 Code includes the five digits of the United States Postal Service ZIP Code, a hyphen, and four more digits that determine a more precise location than the ZIP Code.)

MediaBiz developed this methodology to address the potential shortcomings in utilizing 5-digit ZIP Code data for "Effective Competition" petitions. This basic methodology has been in place for several years and has been used successfully in many Effective Competition cases at the FCC.

Because ZIP Codes and municipal boundaries are created and managed by different government authorities, the boundaries of ZIP Codes and municipal boundaries often overlap. ZIP Codes frequently span between and beyond municipal boundaries. ZIP+4 Codes, however, usually reside in one and only one municipality. MediaBiz uses Place, Minor Civil Division (MCD), and County boundaries from Dynamap®, a division of Pltney Bowes Business Insight, to determine municipal boundaries. MediaBiz uses the Dynamap® ZIP+4 Centroids database, which contains ZIP+4 centroid correspondence for virtually all deliverable ZIP+4s, to identify ZIP+4 Codes within municipal boundaries, among the over 60 million ZIP+4s in all 50 states, DC, and Puerto Rico, based on current data from the USPS and the U.S. Bureau of the Census, and the Tele Atlas master street database.

MediaBlz then utilizes its ZIP+4 Code mapping to enable our clients to obtain proper "Direct-to-Home" (DTH) subscriber counts for their respective franchise areas by tracking DTH subscribers at the ZIP+4 Code level. (Where MediaBlz determines that a ZIP Code falls entirely within a franchise area, however, it is unnecessary to identify DTH subscribers at the ZIP+4 Code level for that 5-digit ZIP Code. In these instances, MediaBiz identifies such 5-digit ZIP Codes and, accordingly, DTH subscribers are identified by the 5-digit ZIP Code only.

Only ZIP+4 Codes that meet specific criteria are included in this report. The following criteria must be met:

- The centroid of the ZIP+4 Code is within the franchise area; and
- The USPS ZIP+4 Record Type (from Dynamap® ZIP+4 Centroids) is either H high-rise or S street

Our methodology has been used by many multiple system operators (MSOs) as part of their Effective Competition relief efforts, and we believe this methodology produces the most accurate and detailed view of ZiP+4 data as it relates to cable franchise areas.

MediaBlz

elmann

EXHIBIT 5

ECTR - Effective Competition Tracking Report



Provided by Satellite Broadcasting and Communications Association

Pursuant to Section 76.907(c) of the FCC Rules, and your effective competition tracking request dated January 19, 2010 please find the following Direct-to-Home (DTH) satellite subscriber numbers per zip code (and/or zip+4 where necessary). The provision and use of this Effective Competition Tracking Report is governed by and subject to the terms and conditions of the Agreement for Provision and Use of Confidential Data, between your company and SBCA.

Report Date: July 12, 2012

ZIP Codes DTH Count

Requested total for Short Creek township, OH 140

Data is current through 5/31/2012

Report Prepared by:
Martin Esteves
Manager, Membership and Data Management
202-349-3630
mesteves@sbca.org

Methodology: Direct-To-Home (DTH) subscriber data reflects aggregated DIRECTV and DISH Network residential subscriber totals. The following data collection procedures are applied by Members in the normal course of business: a) single accounts with multiple receivers are only counted once; b) commercial and test accounts are not included; c) each occupied unit served in a multiple dwelling unit building has been counted as a separate residential subscriber; d) zip codes are taken from service locations (not billing addresses, where different); e) inactive accounts are routinely removed; f) Invalid (undeliverable) addresses have been corrected where known; g) courtesy or complimentary accounts are included; and h) zip code information for Members' subscribers is periodically updated to reflect changes to zip codes by the United States Postal Service.

Data Current as of	5/31/2012
439017975	0
439017976	1
439017977	0
439019601	1
439019604	3
439019605	1
439019606	0
439019607	1
439019608	0
439019610	0
439019611	3
439019612	2
439019613	5
439019614	3
439019617	3
439019618	0
439019619	0
439019620	0
439019621	0
439078401	1
439078413	0
439078700	0
439078701	2
439078702	0
439078703	1
439078706	0
439078709	1
439078718	3
439078719	1
439078736	1
439078739	1
439078740	3
439078741	1
439078742	1
439078744	0
439079441	1
439079445	4
439079446	2
439079447	2
439079449	3
439079450	5
439079451	3
439079452	1
439079453	2
439079455	3
439079456	1
439079457	1
439079464	1
439079477	1
439079478	0
439079486	1
	•

Total

ECTR - Effective Competition Tracking Report



Provided by Satellite Broadcasting and Communications Association

Pursuant to Section 76.907(c) of the FCC Rules, and your effective competition tracking request dated January 19, 2010 please find the following Direct-to-Home (DTH) satellite subscriber numbers per zip code (and/or zip+4 where necessary). The provision and use of this Effective Competition Tracking Report is governed by and subject to the terms and conditions of the Agreement for Provision and Use of Confidential Data, between your company and SBCA.

Report Date: July 12, 2012

ZIP Codes DTH Count

Requested total for	Smith township, Ol	H 301

Data is current through 5/31/2012

Report Prepared by:
Martin Esteves
Manager, Membership and Data Management
202-349-3630
mesteves@sbca.org

Methodology: Direct-To-Home (DTH) subscriber data reflects aggregated DIRECTV and DISH Network residential subscriber totals. The following data collection procedures are applied by Members in the normal course of business: a) single accounts with multiple receivers are only counted once; b) commercial and test accounts are not included; c) each occupied unit served in a multiple dwelling unit building has been counted as a separate residential subscriber; d) zip codes are taken from service locations (not billing addresses, where different); e) inactive accounts are routinely removed; f) invalid (undeliverable) addresses have been corrected where known; g) courtesy or complimentary accounts are included; and h) zip code information for Members' subscribers is periodically updated to reflect changes to zip codes by the United States Postal Service.

Data Current as of 437189402	5/31/2012
437189403	0
437189414	2
437189418	1
437189430	1
437189502	6
437189503	8
437189510	1
437189511	3
437189512	0
437189513	1
437189514	1
437189518	0
437189519	1
437189520	1
437189521	1
437189522	1
437189523	2
437189524	3
437189526	0
437189528	0
437189529	0
437189530	1
437189539	0
437189540	0
437189579	2
437189590	1
437189597	1
437189603	1
437189607	7
437189608	3
437189609	1
437189610	0
437189611	3
437189612	1
437189613	4
437189614	. 1
437189615	0
437189624 437189625	3
437189626	6
437189632	7
437189633	1
437189634	Ó
437189640	0
437189641	3
437189642	3
437189643	1
437189644	1
437189645	2
437189646	5
.5. 100010	·

439339701	7
439339702	6
439339716	0
439339720	0
439339727	1
439339731	8
439339744	2
439339745	0
439339746	1
439339747	5
439339748	1
439339757	8
439339758	1
439339759	3
439339760	3
439339761	1
439339762	1
439339763	3
439339765	3
439339766	0
439339767	0
439339783	9
439339785	6
439339793	1
439339794	0
439339795	1
439339796	2
439339797	3
439339798	1
439339799	1
439339800	0
439509433	2
	301

Total

EXHIBIT 6

U.S. Census Bureau



H1

OCCUPANCY STATUS
Universe: Housing units
2010 Census Redistricting Data (Public Law 94-171) Summary File

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see http://www.census.gov/prod/cen2010/pl94-171.pdf

NOTE: Change to the California, Connecticut, Mississippi, New Hampshire, Virginia, and Washington P. L. 94-171 Summary Files as delivered.

	Goshen township, Belmont County, Ohio
Total:	1,497
Occupied	1,292
Vacant	205

Source: U.S. Census Bureau, 2010 Census.



H1

OCCUPANCY STATUS
Universe: Housing units
2010 Census Redistricting Data (Public Law 94-171) Summary File

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see http://www.census.gov/prod/cen2010/pl94-171.pdf

NOTE: Change to the California, Connecticut, Mississippi, New Hampshire, Virginia, and Washington P. L. 94-171 Summary Files as delivered.

	Mead township, Belmont County, Ohio	
Total:	2,909	
Occupied	2,613	
Vacant	296	



H1

OCCUPANCY STATUS
Universe: Housing units
2010 Census Redistricting Data (Public Law 94-171) Summary File

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see $\label{eq:note} $$ http://www.census.gov/prod/cen2010/pi94-171.pdf $$$

NOTE: Change to the California, Connecticut, Mississippi, New Hampshire, Virginia, and Washington P. L. 94-171 Summary Files as delivered.

	Mount Pleasant township, Jefferson County, Ohio	
Total:	×	1,164
Occupied		1,010
Vacant *		154



H1

OCCUPANCY STATUS
Universe: Housing units
2010 Census Redistricting Data (Public Law 94-171) Summary File

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see http://www.census.gov/prod/cen2010/pl94-171.pdf

NOTE: Change to the California, Connecticut, Mississippi, New Hampshire, Virginia, and Washington P. L. 94-171 Summary Files as delivered.

	Pease township, Belmont County, Ohio	
Total:	7,091	
Occupied	6,267	
Vacant	824	

Census Bureau



H1

OCCUPANCY STATUS Universe: Housing units 2010 Census Redistricting Data (Public Law 94-171) Summary File

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see http://www.census.gov/prod/cen2010/pl94-171.pdf

NOTE: Change to the California, Connecticut, Mississippi, New Hampshire, Virginia, and Washington P. L. 94-171 Summary Files as delivered.

8	Pultney township, Belmont County, Ohio	
1 Total:	4,263	
Occupied	3,718	
of Vacant	545	



H1

OCCUPANCY STATUS
Universe: Housing units
2010 Census Redistricting Data (Public Law 94-171) Summary File

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see http://www.census.gov/prod/cen2010/pi94-171.pdf

NOTE: Change to the California, Connecticut, Mississippi, New Hampshire, Virginia, and Washington P. L. 94-171 Summary Files as delivered.

	Richland township, Belmont County, Ohio	
Total:	5,644	
Occupied	5,247	
Vacant	397	





H1

OCCUPANCY STATUS Universe: Housing units 2010 Census Redistricting Data (Public Law 94-171) Summary File

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see http://www.census.gov/prod/cen2010/pi94-171.pdf

NOTE: Change to the California, Connecticut, Mississippi, New Hampshire, Virginia, and Washington P. L. 94-171 Summary Files as delivered.

	Short Creek township, Harrison County, Oh	
Total:	536	
Occupied	459	
Vacant	77	

FactFinder Q

H1

OCCUPANCY STATUS
Universe: Housing units
2010 Census Redistricting Data (Public Law 94-171) Summary File

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see http://www.census.gov/prod/cen2010/pl94-171.pdf

NOTE: Change to the California, Connecticut, Mississippi, New Hampshire, Virginia, and Washington P. L. 94-171 Summary Files as delivered.

	Smith township, Belmont County, Ohio	
Total:	691	
Occupied	622	
Vacant	69	



H1

OCCUPANCY STATUS Universe: Housing units 2010 Census Redistricting Data (Public Law 94-171) Summary File

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see http://www.census.gov/prod/cen2010/pl94-171.pdf

NOTE: Change to the California, Connecticut, Mississíppi, New Hampshire, Virginia, and Washington P. L. 94-171 Summary Files as delivered.

	Smithfield township, Jefferson County, Ohio	
Total:		1,679
Occupied		1,448
Vacant		231





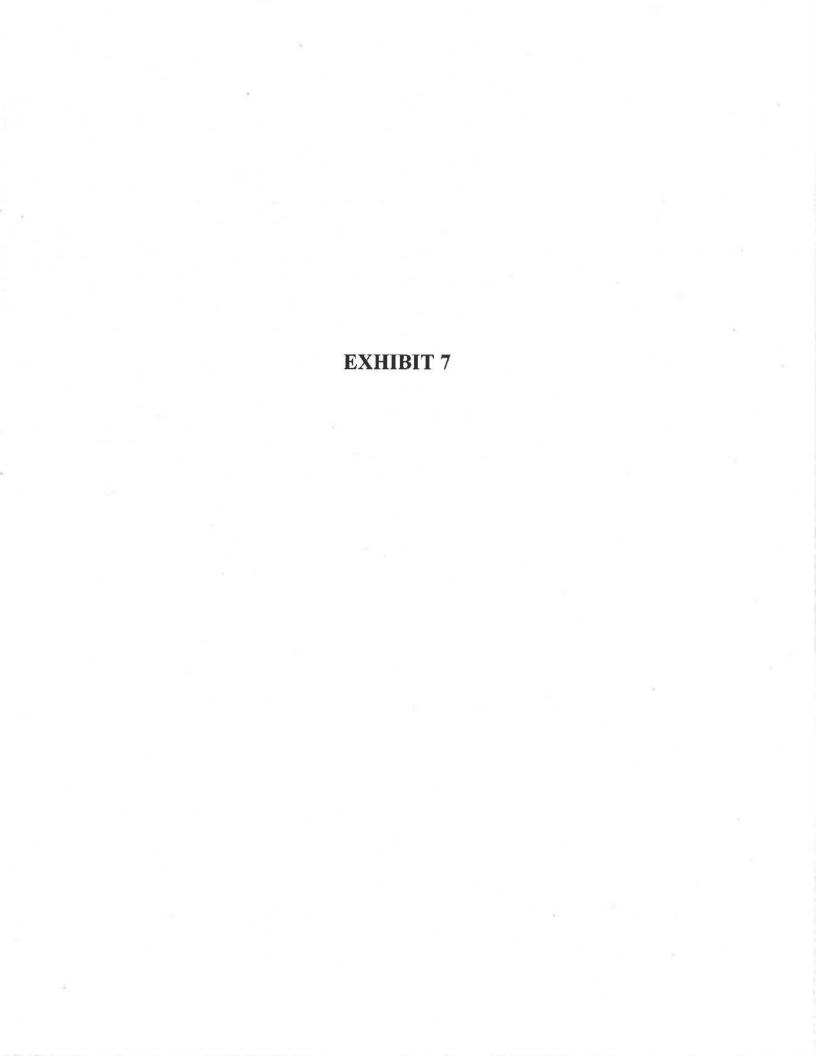
H1

OCCUPANCY STATUS Universe: Housing units 2010 Census Redistricting Data (Public Law 94-171) Summary File

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see http://www.census.gov/prod/cen2010/pl94-171.pdf

NOTE: Change to the California, Connecticut, Mississippi, New Hampshire, Virginia, and Washington P. L. 94-171 Summary Files as delivered.

	Warren township, Belmont County, Ohio
Total:	2,744
Occupied	2,439
Vacant	305



	A	В	С	D	E
1	Community	State	Total DBS Subscribers	2010 Census Occupied Housing Units	% of DBS Penetration In Franchise Area Column C/ Column D
	Short Creek Township	ОН	140	459	30.50%
3	Smith Township	ОН	301	622	48.39%

EXHIBIT 8

Community	Comcast Subscribers	2010 Census Data Occupied Housing Units	% of Comcast Penetration
Goshen Township	4	1,292	0.31%
Mead Township	53	2,613	2.03%
Mount Pleasant Township	154	1,010	15.25%
Pease Township	351	6,267	5.60%
Pultney Township	348	3,718	9.36%
Richland Township	1,554	5,247	29.62%
Smithfield Township	16	1,448	1.10%
Warren Township	136	2,439	5.58%

CERTIFICATE OF SERVICE

I, Deborah D. Williams, do hereby certify on this 17th day of August, 2012 that a true and correct copy of the foregoing "Petition for Special Relief" has been sent via U.S. mail, postage prepaid to the following:

Bonnie Snyder Township Clerk Short Creek Township 77300 Branson Road Cadiz, OH 43907

Bruce Miller Township Trustee Goshen Township 61124 Bethesda-Hunter-Ballard Road Belmont, OH 43718

Village Clerk Mount Pleasant Township PO Box 445 Mt. Pleasant, OH 43939

Township Trustees Pultney Township 64836 Patterson Hill Bellaire, OH 43906

Tina Boyle Clerk Smithfield Township PO Box 533 Dillonvale, OH 43917

Marlene H. Dortch, Secretary Federal Communications Commission Office of the Secretary 445 12th Street, SW Washington, DC 20554 Janette Carson Fiscal Officer Smith Township 45741 Belmont-Centerville Road Belmont, OH 43718

Dave Montgomery Fiscal Officer Mead Township 59300 Lockwood Run Road Shadyside, OH 43947

Janice Bell Fiscal Officer Pease Township PO Box 176 Martins Ferry, OH 43935

Cindi Henry Fiscal Officer Richland Township State Rt. 9 South PO Box 335 St. Clairsville, OH 43950

Nancy Detling Secretary Warren Township 400 Pultney Avenue Barnesville, OH 43713

William Lake, Chief
Federal Communications Commission
Media Bureau
445 12th Street, SW
Washington, DC 20554

Deborah D. Williams